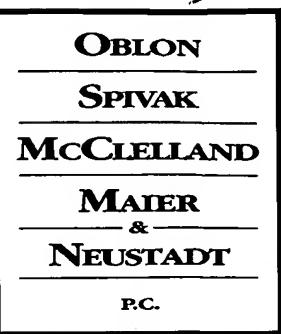




DAG/JFH

Docket No.: 242110US2S DIV

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

RE: Application Serial No.: 10/656,283

Applicants: Keiji HOSOTANI, et al.

Filing Date: September 8, 2003

For: SEMICONDUCTOR MEMORY DEVICE USING
MAGNETO RESISTIVE ELEMENT AND METHOD
OF MANUFACTURING THE SAME

Group Art Unit: 2818

Examiner: L. TRAN

SIR:

Attached hereto for filing are the following papers:

Petition for Consideration Under 37 CFR § 1.181(a)(3)
Date-stamped Filing Receipt (Copy)
Information Disclosure Statement (Copy)
Form PTO-1449 (copy)

Our check in the amount of _____ is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Eckhard H. Kuesters
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Customer Number

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Paul A. Sacher
Registration No. 43,418



DOCKET NO: 242110US-2S DIV

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
KEIJI HOSOTANI, ET AL. : EXAMINER: L. TRAN
SERIAL NO: 10/656,283 :
FILED: SEPTEMBER 8, 2003 : GROUP ART UNIT: 2818
FOR: SEMICONDUCTOR MEMORY :
DEVICE USING MAGNETO RESISTIVE :
ELEMENT AND METHOD OF :
MANUFACTURING THE SAME.

PETITION FOR CONSIDERATION UNDER 37 CFR § 1.181(a)(3)

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

This is a Petition pursuant to 37 CFR § 1.181(a)(3) requesting that the Examiner be instructed by the Commissioner or his representative to notify Applicants of proper consideration of the Information Disclosure Statement (IDS) that was filed on May 13, 2004.

STATEMENT OF FACTS

On May 13, 2004, Applicants filed the above-noted IDS under 37 CFR §§ 1.97 and 1.98, which filings is clearly documented by the attached copy of the associated date-stamped Filing Receipt and copies of the IDS papers including the form PTO-1449. The United States Patent and Trademark Office has not responded to this IDS filing by supplying Applicants with a copy of the form PTO-1449, filed on May 13, 2004, that has been properly initialed by the Examiner.

POINT FOR REVIEW

The point for review is why Applicants have not been provided a copy of the above-noted form PTO-1449, filed on May 13, 2004, properly initialed by the Examiner in compliance with the rules.

ACTION REQUESTED

In light of the above, it is respectfully requested that the Examiner be directed to provide Applicants a copy of the above-noted form PTO-1449, filed on May 13, 2004, properly initialed by the Examiner in compliance with the rules.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



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(OSMMN 06/04)



GBC

OSMM&N File No. 242110US2SDIV

Dept.: IP-I

Serial No. 10/656,283

By: MJS/ams

In the matter of the Application of: Keiji Hosotani, et al.

For: SEMICONDUCTOR MEMORY DEVICE USING MAGNETO RESISTIVE ELEMENT AND METHOD OF MANUFACTURING THE SAME

Due Date: 05/24/04

The following has been received in the U.S. Patent Office on the date stamped hereon:

Dep. Acct. Order Form

Information Disclosure Statement

PTO-1449

PEOPLE'S REPUBLIC OF CHINA Office Action (with English translation)

COPY



COPY



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Keiji Hosotani, et al.

SERIAL NO: 10/656,283

GAU: 2818

FILED: September 8, 2003

EXAMINER:

FOR: SEMICONDUCTOR MEMORY DEVICE USING MAGNETO RESISTIVE ELEMENT AND METHOD OF
MANUFACTURING THE SAME

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

REFERENCES

- The applicant(s) wish to make of record the references cited in the attached People's Republic of China Office Action listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references:
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

RELATED CASES

- Attached is a list of applicant's pending application(s) or issued patent(s) which may be related to the present application. A copy of the patent(s), together with a copy of the claims and drawings of the pending application(s) is attached along with PTO 1449.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

CERTIFICATION

- Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

DEPOSIT ACCOUNT

- Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

COPY

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SHEET 1 OF 1

Form PTO 1449 (Modified)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO. 12110US2SDIV	SERIAL NO. 10/656,283		
LIST OF REFERENCES CITED BY APPLICANT		APPLICANT Keiji Hosotani, et al.					
		FILING DATE September 8, 2003		GROUP 2818			
U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE
	AA	5,982,658	11/09/1999	L. L. BERG, et al.			
	AB	6,075,360	06/13/2000	J. MOUCHOT, et al.			
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						
	AL						
	AM						
	AN						
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION YES	NO	
	AO						
	AP						
	AQ						
	AR						
	AS						
	AT						
	AU						
	AV						
OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)							
	AW						
	AX						
	AY						
	AZ					<input type="checkbox"/> Additional References sheet(s) attached	
Examiner						Date Considered	
*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							

COPY